



20070524000242650 1/2 \$14.00
Shelby Cnty Judge of Probate, AL
05/24/2007 11:26:55AM FILED/CERT

This instrument was prepared by:
Mike T. Atchison, Attorney
PO Box 822
Columbiana, AL 35051

AFFIDAVIT

Before me the undersigned authority, a Notary Public, in and for said County, in said State, personally appeared Pat Autry, I who after being by me duly sworn, deposes and says on oath as follows:

My name is Pat Autry, and I am over the age of 21 years and I am familiar with the family of JUDGE J. DAVIS and wife, ELIZABETH B. DAVIS.

SEE EXHIBIT "A" FOR LEGAL DESCRIPTION.

JUDGE J. DAVIS and ELIZABETH B. DAVIS owned the property described in EXHIBIT A, which was held as Joint Tenants with Right of Survivorship in Deed Book 233, Page 800 in the Probate Office of Shelby County, Alabama.

JUDGE J. DAVIS died in December, 1986. ELIZABETH B. DAVIS died in November, 2002. They left surviving them, SHARON E. GOODSON, a daughter, JULIA TAYLOR, a daughter, JEREMY BAILEY and JENNIFER McDANIEL, children of a predeceased son, JERRY ROGERS BAILEY.

Further the affiant say not.

Pat Autry

Sworn and signed before me this
30th day of MARCH, 2007

Paradise Walton
Notary Public

My commission expires: 05/06/2008

Legal description:

A parcel of land situated in the Southeast 1/4 of the Southeast 1/4 and the Southwest 1/4 of the Southeast 1/4 of Section 34, Township 19 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Commence at the Southeast corner of the Southeast 1/4 of the Southeast 1/4 of said Section 34, being monumented via a 2 inch iron pipe; thence run in a Westerly direction along the South line of said 1/4-1/4 Section an Azimuth of 89 degrees 18 minutes 18 seconds (assumed Azimuth) for a distance of 1209.88 feet to the point of beginning, said point monumented via a 1/2 capped iron rebar: M.L. Welch, RLS #15460; thence 233 degrees 23 minutes 21 seconds for a distance of 404.85 feet to a 1/2 inch capped iron rebar: M.L. Welch, RLS #15460; thence 57 degrees 03 minutes 00 seconds for a distance of 126.45 feet a 1/2 capped iron rebar: M.L. Welch, RLS #15460; thence 52 degrees 29 minutes 28 seconds for a distance of 63.53 feet a 1/2 inch capped iron rebar: M.L. Welch, RLS #15460; thence 52 degrees 14 minutes 35 seconds for a distance of 176.42 feet a 1/2 inch capped iron rebar: M.L. Welch, RLS #15460; thence 40 degrees 38 minutes 05 seconds for a distance of 141.34 feet to a capped iron rebar: Steven H. Gay, RLS #17522, said point being the Southernmost corner of Lot 30, Brook Chase Estates, Phase 2 (Plat Book 22, Page 47, Judge of Probate, Shelby County, Alabama); thence 288 degrees 41 minutes 30 seconds along the Southwesterly line of Lot 30 and part of Lot 31 of said Brook Chase Estates, Phase 2 for a distance of 115.85 feet to a capped iron rebar Steven H. Gay, RLS #17522, said point being on the Southwesterly line of said Lot 31; thence 284 degrees 07 minutes 45 seconds along the Southwesterly line of part of Lot 31 and Lot 35 for a distance of 136.97 feet to a capped iron rebar: Steven H. Gay, RLS #17522, said point being the Southwest corner of Lot 35 and the Southeast corner of Lot 37 of said Brook Chase Estates, Phase 2; thence 253 degrees 36 minutes 25 seconds along the Southerly line of Lots 37, 38, 39 and 40 for a distance of 557.56 feet to a capped iron rebar: Steven H. Gay, RLS #17522, said point monumenting the Southwest corner of Lot 40; thence 159 degrees 50 minutes 02 seconds along the Northeasterly line of Lot 41 of said Brook Chase Estates, Phase 2 and Lots 58 and 59, Brook Chase Estates, Phase 1 (Plat Record 21, Page 49, Judge of Probate, Shelby County, Alabama) for a distance of 641.41 feet to a capped iron rebar: Steven H. Gay, RLS #17522, monumenting the Easternmost corner of aforesaid Lot 59, said point being on the South line of the Southwest 1/4 of the Southeast 1/4 of said Section 34; thence 89 degrees 18 minutes 18 seconds along said South line for a distance of 32.33 feet to the Southwest corner of Davis Subdivision (Map Book 23, Page 119, Judge of Probate, Shelby County, Alabama); thence 359 degrees 17 minutes 50 seconds for a distance of 208.71 feet to the Northwest corner of said subdivision; thence 89 degrees 17 minutes 50 seconds for a distance of 208.71 feet to the Northeast corner of said subdivision; thence 179 degrees 17 minutes 50 seconds for a distance of 208.71 feet to the Southeast corner of said subdivision, said point being on the South line of the Southeast 1/4 of the Southeast 1/4 of said Section 34; thence 89 degrees 18 minutes 18 seconds for a distance of 108.44 feet to the point of beginning.

A 30 foot easement for ingress and egress.

An easement lying in the Southeast 1/4 of the Southeast 1/4 and the Southwest 1/4 of the Southeast 1/4 of Section 34, Township 19 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Commence at the Southeast corner of the Southeast 1/4 of the Southeast 1/4 of said Section 34; thence 00 degrees 02 minutes 24 seconds (assumed Azimuth) along the East line of said 1/4-1/4 section for a distance of 74.11 feet; thence 307 degrees 13 minutes 18 seconds for a distance of 766.45 feet; thence 39 degrees 27 minutes 28 seconds for a distance of 245.32 feet; thence 39 degrees 02 minutes 40 seconds for a distance of 378.46 feet to a point on the Westerly right of way of Shelby County Highway #47; thence 331 degrees 42 minutes 33 seconds along said Westerly right of way for a distance of 240.63 feet to the point of beginning of the centerline of a 30 foot easement for ingress and egress, lying 15 feet on each side of the following described centerline; thence run in a Southwesterly direction 15 feet South of and parallel to the Southerly boundary of Lots 25, 26, 27, 29 and the Southeasterly boundary of Lot 30 to the Southernmost corner of said Lot 30, Brook Chase Estates, Phase 2, as recorded in Plat Book 22, Page 47, in the Office of the Judge of Probate, Shelby County; thence 220 degrees 38 minutes 05 seconds for a distance of 139.69 feet; thence 232 degrees 14 minutes 35 seconds for a distance of 177.98 feet; thence 232 degrees 29 minutes 28 seconds for a distance of 64.16 feet; thence 237 degrees 03 minutes 00 seconds for a distance of 212.53 feet; thence 172 degrees 13 minutes 22 seconds for a distance of 98.06 feet. The sidelines of said easement being prolonged or shortened to conform with the property lines of the grantor of said easement.